

Amendments to the Claims:

The listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1. (Original) A communication breaking device for breaking interrupting communication of a communication apparatus which modulates or demodulates information ~~about contents of the communication being communicated~~ with a predetermined code sequence, said communication breaking device comprising:

code sequence extracting means which is capable of extracting the predetermined code sequence from a received incoming wave;

code sequence inverting means which is capable of inverting the code sequence extracted by said code sequence extracting means into an inverted code sequence;

phase control means which is capable of advancing the phase of the extracted code sequence or that of the inverted code sequence; and

breaking-wave transmitting means for transmitting the inverted code sequence having the advanced phase as a communicating breaking wave so as to obtain a communication breaking space.

2. (Currently Amended) A communicating breaking device according to claim 1, wherein ~~the advancement phase advancing~~ is performed by said phase control means in a quantity corresponding to at least one code of the extracted code sequence or the inverted code sequence.

3. (Currently Amended) A communication breaking device according to claim 1, wherein said breaking-wave transmitting means ~~incorporates~~ comprises electric-power amplifying means which is capable of ~~arbitrarily control~~ controlling an amplification gain.

4. (Currently Amended) A communication breaking device according to claim 2 wherein said breaking-wave transmitting means ~~incorporates~~ comprises electric-power amplifying means which is capable of ~~arbitrarily control~~ controlling an amplification gain.

5. (Currently Amended) A communication breaking device according to ~~any one of~~ claims claim 1, wherein said breaking-wave transmitting means intermittently transmits the communication breaking wave.

6. (Currently Amended) A communication breaking device according to ~~any one of~~ claims claim 2, wherein said breaking-wave transmitting means intermittently transmits the communication breaking wave.

7. (Currently Amended) A communication breaking device according to ~~any one of~~ claims claim 3, wherein said breaking-wave transmitting means intermittently transmits the communication breaking wave.

8. (Currently Amended) A communication breaking device according to ~~any one of~~ claims claim 1, wherein the incoming waves are transmitted from a plurality of the communication apparatuses.

9. (Currently Amended) A communication breaking device according to ~~any one of~~ claims claim 2, wherein the incoming waves are transmitted from a plurality of the communication apparatuses.

10. (Currently Amended) A communication breaking device according to ~~any one of~~ claims claim 2, wherein the incoming waves are transmitted from a plurality of the communication apparatuses.

11. (Currently Amended) A communication breaking device according to ~~any one of~~ claims claim 4, wherein the incoming waves are transmitted from a plurality of the communication apparatuses.

12. (Currently Amended) A communication breaking method adapted to a communication method which modulates or demodulates information ~~about contents of~~ ~~communication being communicated~~ with a predetermined code sequence, said communication breaking method comprising the steps of:

compensating the code sequence in an incoming wave by transmitting a communication breaking wave so as to obtain a communication breaking space.

13. (New) A communication breaking device according to claim 1, wherein the communication breaking device is constructed and arranged to operate with a portable telephone system.

14. (New) A communication breaking device according to claim 1, wherein the communication breaking device is constructed and arranged to operate with a CDMA (Code Division Multiple Access) system.

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15. (New) A communication breaking method according to claim 12, wherein the communication breaking method is adapted for use with a portable telephone system.

16. (New) A communication breaking method according to claim 12, wherein the communication breaking method is arranged to operate with a CDMA (Code Division Multiple Access) system.